

FILED for
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JUL 24 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: H. McDonald

HAROLD L. WALLER,
Plaintiff,

v.

T. RAY, et al.,
Defendants.

) Civil Action No. 7:09-cv-00249 DEPUTY CLERK
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ORDER

By: Hon. Jackson L. Kiser
Senior United States District Judge

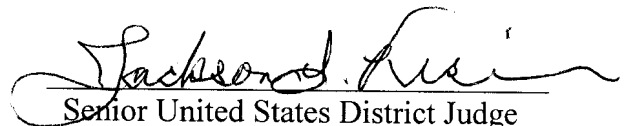
In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the plaintiff's complaint is **DISMISSED** for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915A(b)(1); all pending motions are **DENIED as moot**; and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 24th day of July, 2009.


Senior United States District Judge